



General Assembly

**Amendment**

January Session, 2009

LCO No. 5835

\*HB0527705835HDO\*

Offered by:

REP. MCCLUSKEY, 20<sup>th</sup> Dist.

REP. OLSON, 46<sup>th</sup> Dist.

To: House Bill No. 5277

File No. 149

Cal. No. 149

**"AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE  
INVASIVE PLANT COUNCIL."**

1 Strike section 3 in its entirety and substitute the following in lieu  
2 thereof:

3 "Sec. 3. Section 22a-381d of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2009*):

5 (a) [Notwithstanding] Except as provided in subsection (d) of this  
6 section and notwithstanding the provisions of any ordinance adopted  
7 by a municipality, no person shall import, move, sell, purchase,  
8 transplant, cultivate or distribute any of the following invasive plants:  
9 (1) Curly leaved Pondweed (*Potamogeton crispus*); (2) fanwort  
10 (*Cabomba caroliniana*); (3) eurasian water milfoil (*Myriophyllum*  
11 *spicatum*); (4) variable water milfoil (*Myriophyllum heterophyllum*);  
12 (5) water chestnut (*Trapa natans*); (6) egeria (*Egeria densa*); (7) hydrilla  
13 (*Hydrilla verticillata*); (8) common barberry (*Berberis vulgaris*); (9)

14 autumn olive (*Elaeagnus umbellata*); (10) Bell's honeysuckle (*Lonicera*  
15 *xbella*); (11) amur honeysuckle (*Lonicera maackii*); (12) Morrow's  
16 honeysuckle (*Lonicera morrowii*); (13) common buckthorn (*Rhamnus*  
17 *cathartica*); (14) multiflora rose (*Rosa multiflora*); (15) Oriental  
18 bittersweet (*Celastrus orbiculatus*); (16) garlic mustard (*Alliaria*  
19 *petiolata*); (17) narrowleaf bittercress (*Cardamine impatiens*); (18)  
20 spotted knapweed (*Centaurea biebersteinii*); (19) black swallow-wort  
21 (*Cynanchum louiseae*); (20) pale swallow-wort (*Cynanchum*  
22 *rossicum*); (21) leafy spurge (*Euphorbia esula*); (22) Dame's rocket  
23 (*Hesperis matronalis*); (23) perennial pepperweed (*Lepidium*  
24 *latifolium*); (24) Japanese knotweed (*Polygonum cuspidatum*); (25)  
25 mile-a-minute vine (*Polygonum perfoliatum*); (26) fig buttercup  
26 (*Ranunculus ficaria*); (27) coltsfoot (*Tussilago farfara*); (28) Japanese  
27 stilt grass (*Microstegium vimineum*); (29) common reed (*Phragmites*  
28 *australis*); (30) sycamore maple (*Acer pseudoplatanus*); (31) princess  
29 tree (*Paulownia tomentosa*); (32) white poplar (*Populus alba*); (33) false  
30 indigo (*Amorpha fruticosa*); (34) Russian olive (*Eleagnus angustifolia*);  
31 (35) wineberry (*Rubus phoenicolasius*); (36) kudzu (*Pueraria montana*);  
32 (37) Canada thistle (*Cirsium arvense*); (38) jimsonweed (*Datura*  
33 *stramonium*); (39) crested late-summer mint (*Elsholtzia ciliata*); (40)  
34 Cypress spurge (*Euphorbia cyparissias*); (41) slender snake cotton  
35 (*Froelichia gracilis*); (42) ground ivy (*Glechoma hederacea*); (43) giant  
36 hogweed (*Heracleum mantegazzianum*); (44) Japanese hops (*Humulus*  
37 *japonicus*); (45) ornamental jewelweed (*Impatiens glanulifera*); (46)  
38 common kochia (*Kochia scoparia*); (47) ragged robin (*Lychnis flos-*  
39 *cuculi*); (48) Scotch thistle (*Onopordum acanthium*); (49) bristle  
40 knotweed (*Polygonum caespitosum*); (50) giant knotweed (*Polygonum*  
41 *sachalinense*); (51) sheep sorrel (*Rumex acetosella*); (52) ragwort  
42 (*Senecio jacobaea*); (53) cup plant (*Silphium perfoliatum*); (54)  
43 bittersweet nightshade (*Solanum dulcamara*); (55) garden heliotrope  
44 (*Valeriana officinalis*); (56) hairy jointgrass (*Arthraxon hispidus*); (57)  
45 drooping brome-grass (*Bromus tectorum*); (58) Japanese sedge (*Carex*  
46 *kobomugi*); (59) reed managrass (*Glyceria maxima*); (60) Canada  
47 bluegrass (*Poa compressa*); and (61) tree of heaven (*Ailanthus*  
48 *altissima*).

49 (b) [Notwithstanding] Except as provided in subsection (d) of this  
50 section and notwithstanding the provisions of any ordinance adopted  
51 by a municipality, on or after October 1, 2005, no person shall import,  
52 move, sell, purchase, transplant, cultivate or distribute any of the  
53 following invasive plants: (1) Purple loosestrife (*Lythrum salicaria*); (2)  
54 forget-me-not (*Myosotis scorpioides*); (3) Japanese honeysuckle  
55 (*Lonicera japonica*); (4) goutweed (*Aegopodium podagraia*); (5)  
56 flowering rush (*Butomus umbellatus*); (6) pond water-starwort  
57 (*Callitriche stagnalis*); (7) European waterclover (*Marsilea quadrifolia*);  
58 (8) parrotfeather (*Myriophyllum aquaticum*); (9) brittle water-nymph  
59 (*Najas minor*); (10) American water lotus (*Nelumbo lutea*); (11) yellow  
60 floating heart (*Nymphoides peltata*); (12) onerow yellowcress (*Rorippa*  
61 *microphylla*); (13) watercress (*Rorippa nasturtium-aquaticum*), except  
62 for watercress sold for human consumption without its reproductive  
63 structure; (14) giant salvinia (*Salvinia molesta*); (15) yellow iris (*Iris*  
64 *pseudacorus*); (16) [water lettuce (*Pistia stratiotes*); (17)] border privet  
65 (*Ligustrum obtusifolium*); [(18)] (17) tatarian honeysuckle (*Lonicera*  
66 *tatarica*); [(19)] (18) dwarf honeysuckle (*Lonicera xylosteum*); and [(20)]  
67 (19) garden looestrife (*Lysimachia vulgaris*).

68 (c) Except as provided in subsection (d) of this section, and  
69 notwithstanding the provisions of any ordinance adopted by a  
70 municipality, no person shall move, import, sell, purchase, transplant,  
71 cultivate or distribute any reproductive portion of any invasive plant  
72 listed in subsection (a) or (b) of this section. For the purposes of this  
73 section, "reproductive portion" includes, but is not limited to, seeds,  
74 flowers, roots and tubers.

75 (d) The provisions of subsections (a) to (c), inclusive, of this section  
76 shall not apply to the moving for eradication, research or educational  
77 purposes of any invasive plant listed in subsection (a) or (b) of this  
78 section or of any reproductive portion of such an invasive plant or to  
79 the cultivating for research purposes of any such plant or reproductive  
80 portion.

81 [(c) From June 26, 2003] (e) From July 1, 2009, until October 1, [2005]

82 2014, no municipality shall adopt any ordinance regarding the retail  
83 sale or purchase of any invasive plant.

84 [d)] (f) Any person who violates the provisions of this section shall  
85 be fined not more than one hundred dollars per plant."